

FAX transmission sheet**Date 8 / 19 / 02****Time****8 : 40****AM****PM**

**From: David P. Schneider
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**To: Mr. Derek Woods
Petitions Office
US Patents and Trademarks Office
Washington, DC.**

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SEP 10 2002
PETITIONS OFFICE**

Pages Transmitted Following This Sheet**Two Pages**

Application Number: 09/375,767
Filing Date: 08/17/1999
Inventor: David P. Schneider
Attorney Docket Number: DPS*1
Confirmation Number: 5564
Art Unit: 1616
Examiner: Levy, Neil S.

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Attention: Mr. Derek Woods

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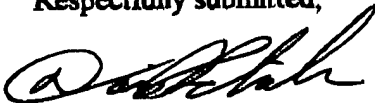
PETITIONS OFFICE

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Under 37 CFR 1.181(a) and MPEP 711.03

Office action from Examiner Levy mailed 12/12/01 was never received at this office. Subsequently Examiner Levy contacted this office by telephone on 7/12/02 asking why we had not responded. Our docket DPS*1 was referenced and showed no record of receipt of said office action. Please see enclosed copy of said docket's record of dated actions. As a result of Examiner Levy's 7/12/02 phone communication he later sent this office a copy of his 12/12/01 office action and also a copy of the page 700-137 of the MPEP where he highlighted the section explaining this method of petitioning to Withdraw Holding Of Abandonment. This latest communication from Examiner Levy was received at this office and was acted upon immediately.

Respectfully submitted,



David P. Schneider

Dated

8/19/02

INVENTOR David P. SchneiderSERIAL NO. 09/375,767FILED 08/17/1999TITLE Shark Deterrent

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ASSIGNEE ASSIGNMENT RECORDED REEL PETITIONS OFFICE
FRAME

OFFICE ACTIONS

Filed8/15/99Rec. 1st OA12/06/00

AMENDMENTS

1st Amend.03/01/01Notice of Publication 02/21/02Notice of Abandonment 09/24/02ALLOWED FINAL FEE PAID